

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

BEFORE THE HONORABLE JAMES DONATO

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
vs.) No. CR 21-0155 JD
)
CARLOS KEPKE,)
) San Francisco, California
Defendant.) Monday
) March 21, 2022
) 10:30 a.m.

TRANSCRIPT OF PROCEEDINGS

APPEARANCES:

For Plaintiff: STEPHANIE M. HINDS
United States Attorney
Northern District of California
150 Almaden Boulevard.
Suite 900
San Jose, California 95113
BY: MICHAEL J. PITMAN
ASSISTANT UNITED STATES ATTORNEY

For Defendant: GOODWIN PROCTER LLP
601 Marshall Street
Redwood City, California 94063
BY: GRANT P. FONDO, ESQ.

Reported By: Debra L. Pas, CSR 11916, CRR, RMR, RPR
Official Reporter - US District Court
Computerized Transcription By Eclipse

Debra L. Pas, CSR, RPR, RMR, CRR
Official Reporter - U.S. District Court - San Francisco
(415) 431-1477

Monday - March 21, 2022

10:37 a.m.

P R O C E E D I N G S

---000---

THE CLERK: Calling Criminal 21-155 United States
versus Carlos Kepke.

MR. PITMAN: Good morning, Your Honor. Michael
Pitman for the United States.

MR. FONDO: Good morning Your Honor. Grant Fondo for
Mr. Kepke, the defendant.

THE COURT: Okay. If you're fully vaccinated and
you're comfortable, you can take your masks off. I leave it up
to you, but you're certainly free to do that.

All right. What are we doing today?

MR. PITMAN: Your Honor, for the Government, I think
the -- we don't need anything. We don't have any issues that
require the Court's attention from the Government's
perspective. The Court has set a trial schedule and the
parties have absorbed that.

We're continuing to work together to get the case ready
for trial on the schedule the Court has set, and Mr. Fondo and
I are working together regularly to make sure that discovery is
exchanged in a way that is productive and helpful and the
defendant has what he needs in anticipation of trial.

THE COURT: Okay.

MR. FONDO: That's generally correct, Your Honor. We

10:38 1 may have motions at a future date, but for today there is
2 nothing more.

3 **THE COURT:** Then why are we here today? One of you
4 asked for this, I thought.

10:38 5 **MR. PITMAN:** Well, the schedule was set, Your Honor,
6 because we had some issues with scheduling, but the Court
7 has -- had addressed those in a written order.

8 **THE COURT:** Next time you can just say, "We don't
9 need to come in." I leave it up to you.

10:38 10 **MR. PITMAN:** Well, nice to see you, Your Honor.

11 **THE COURT:** Nice to visit; but if you don't need
12 anything, you can always just say "thanks."

13 All right. So next stop is trial; right?

14 **MR. PITMAN:** Well, the Court has set a pretrial
10:38 15 schedule that will require us to see you before then, but I
16 wonder if the Court would anticipate or consider, I guess,
17 scheduling sort of a check date maybe sometime in the summer,
18 when we can come in?

19 Obviously, if there is nothing to bring to the Court's
10:39 20 attention, we can stip it off in advance.

21 **THE COURT:** If you would like to. When do you want
22 to do that?

23 **MR. PITMAN:** I defer to Mr. Fondo, his schedule.

24 **MR. FONDO:** We could do that in early June or early
10:39 25 to mid July would be fine.

10:39 1 **THE COURT:** Early June seems a little too early. How
2 about sometime in the first or second week of August? How
3 about that?

4 Okay. You two just pick a date. Just schedule it and if
10:39 5 you decide, you know, a week ahead of time you don't need it,
6 that's fine. Okay? You can just cancel it.

7 Okay. Is that good?

8 **MR. PITMAN:** Thank you, Your Honor.

9 **THE COURT:** Okay. Thanks for coming in.

10:39 10 **MR. FONDO:** Thank you, Your Honor.

11 (Proceedings adjourned.)
12
13
14
15
16
17
18
19
20
21
22
23
24
25

CERTIFICATE OF OFFICIAL REPORTER

I certify that the foregoing is a correct transcript from the record of proceedings in the above-entitled matter.

Debra L. Pas

Debra L. Pas, CSR 11916, CRR, RMR, RPR

Saturday, March 26, 2022